



Atty. Dkt. No. 053466-0391

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kiichiro YANO et al.  
Title: ANTI-AGING PREPARATION  
Appl. No.: 10/518,915  
International Filing Date: 6/18/2003  
371(c) Date: 12/23/2004  
Examiner: Clark, Amy Lynn  
Art Unit: 1655  
Conf. No. 7057

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

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### **TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(d), after a final Office Action but before payment of the issue fee.

### **RELEVANCE OF EACH DOCUMENT**

Any document listed on the attached PTO/SB/08 was cited as being relevant during the prosecution of the corresponding Korean application. A copy of the Office Action dated July 28, 2008, received in Korean Patent Application No. 10-2004-702093 is attached setting forth the portion of each document considered relevant by the examiner. An English-language abstract of the foreign-language documents has been provided. The absence of a translation or an English-language counterpart document does not relieve the PTO from its duty to consider any submitted document (37 CFR §1.98 and MPEP §609).

### **CONSIDERATION OF PREVIOUSLY SUBMITTED REFERENCES**

The Examiner has refused to consider references A17 and A20 cited in the Information Disclosure Statement filed in the present application on July 5, 2005, because they are not in English. It is respectfully submitted that English translations are not available for the two listed references. It is pointed out that these references were cited in the corresponding International Search Report, a copy of which was also submitted on July 5, 2005. A concise explanation of the relevance of the references may be found in the International Search Report. **An initialed PTO SB08 indicating that the Examiner has considered and made of record references A17 and A20 cited in the IDS filed on July 5, 2005, is solicited.**

The Examiner has also refused to consider reference C2 cited in the IDS filed in the present application on October 11, 2007, because it is not in English. As indicated on the IDS and the PTO SB08 filed on October 11, 2007, Document C2 (FR 2753903) corresponds to Document C1 (US 6,207,438). **An initialed PTO SB08 indicating that the Examiner has considered and made of record reference C2 cited in the IDS filed on October 11, 2007, is solicited.**

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

**STATEMENT**

The undersigned hereby states in accordance with 37 CFR §1.97(e)(1) that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement.


**FEE**

A credit card payment form in the amount of \$180.00 is enclosed in accordance with 37 CFR §1.17(p) to cover the fee associated with an information disclosure statement under 37 CFR §1.97(d) in the amount of \$180.00.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this submission under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date SEP 11 2008

By 

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